

AT AUCTION
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AUCTIONEER

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NOTE.

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FISHER, ABLES CO., LTD.,
Real Estate Agents and Auctioneers.
Corner Fort and Queen Sts.

TODAY

AT 10 O'CLOCK A. M.

We will sell

DRY GOODS

at the store, opposite the Fish Market, on King street.

FISHER, ABLES CO., LTD.,
AUCTIONEERS.

SATURDAY

Sept 9, 1905,

AT 10 O'CLOCK A. M.

We will sell at the store in the Alexander Young Building adjoining the entrance to the Hotel.

Sewing Machines

ALL NEW—ALL NEW.

Being 2 Drop-Head Domestic with chain and lock stitch, and 18 Box Top Lock Stitch Domestic Machines.

ALL MUST BE SOLD.

Machines of this character sell for \$45 to \$65.

We have engaged the services of the well known machine man, Mr. J. M. DAVIS, who will be on hand the day preceding the sale to acquaint prospective purchasers with the use of all the attachments and otherwise instruct.

All machines on exhibition the day before the sale.

FISHER, ABLES CO., LTD.,
AUCTIONEERS.

SEPTEMBER 11th, 1905.
We sell the remaining unsold lands of the Kamalo Sugar Co., Ltd.

FISHER, ABLES CO., LTD.,
AUCTIONEERS.

AT AUCTION

MONDAY, SEPT. 11, 1905

AT 12 O'CLOCK NOON.

At our Salesrooms, cor. Fort and Queen Streets, we will sell at public auction, by order of DAVID DAYTON, Esq., assignee of the Kamalo Sugar Co., Ltd., the remaining unsold real estate of the Kamalo Sugar Co., Ltd., situate on the Island of Molokai, Territory of Hawaii, and consisting of:

1.—That certain piece of land, situate at Kapalee, Molokai, containing 3 acres and 178 fathoms, being L. C. A. 5033 B. to Peleina;

ALSO

2.—The Ahupuaa of Kapua, Koolau, Molokai, containing 671 acres, being the same land conveyed by H. and D. McCarrison to F. H. Foster et al., L. C. A. 3834, R. P. 7180;

ALSO

3.—Land at Kawela, Molokai, containing about 60 acres, being the same land conveyed by Geo. Tremble to Kamalo Sugar Co., Ltd.

Terms: Cash in U. S. gold coin. Deeds at expense of purchaser.

Further particulars of DAVID DAYTON, Esq., Assignee of Kamalo Sugar Co., Ltd., Honolulu, or

FISHER, ABLES CO., LTD.,
AUCTIONEERS.

TO LET.

COTTAGE FURNISHED at WAIKIKI

directly opposite the entrance to Hawaiian Hotel Annex.
5 Rooms, Bath, Etc.,
Rent, \$25.00.
Key at office.

FISHER, ABLES CO., LTD.,
AGENTS.

TO LET

Cottage 915 Alder St.

(Being street Walkiki of Pihikoi street, off makai side of King street), contains 6 rooms, bath, servants' quarters, etc., all in excellent condition.

Must be seen to be appreciated.
Rent \$20.00.
Key at office.

FISHER, ABLES CO., LTD.,
AUCTIONEERS.

HANALEI IS A LIQUOR DEALERS' PARADISE

Since the New Law Went Into Effect King Alcohol Is Having a Carnival Season on Kauai.

LIHUE, Sept. 4.—The Garden Island says:

Of all the districts affected by the new liquor law, Hanalei seem to have undergone the greatest change. From being a set of quiet, charming valleys, it has all of a sudden blossomed out as the liquor dealer's paradise. Up to the time when Governor Carter's new law went into effect, the district did not possess such a thing as a saloon or a wholesale liquor house. There is no doubt that a few buckets of swipes were manufactured, when the native found it necessary for his health to indulge in a slight jag; mapah that even a gallon or two of raw Okolehao were distilled to satisfy the curiosity of some malihini, but taken as a whole Hanalei was a quiet and orderly place.

That is all a thing of the past now. No sooner did the new order of things begin before the place got blessed with four (4) saloons, all of them situated in Wainiha. The number of men at present employed in that valley, working for the Electric Co. furnish quite a remunerative field for the booze sellers. That the latter do not permit it to lie fallow is evident from the number of unusually happy or unnaturally morose countenances you see every day of the week, but especially Saturdays and Sundays. The influx of Japanese into the valley since the work on the tunnels was started has been great. The hope of substantial savings lured them on, but evidently the jag manufacturer is the only one that will handle the money that is saved there.

The native Hawaiian is bound to fare the worst at the hands of these new enterprises. The cheap beer is now obtainable in unlimited quantities, but that does not seem to affect them as much as the concoction furnished to them under the name of gin. The only similarity to that liquor, detectable in the square faces sold, is the color. What the ingredients are, only the manufacturer knows, but the effect on the consumer is obvious to everybody. Of course this stuff has been sold before, but Hanalei district, not being right in the trade line, was not flooded with it; an occasional bottle or two, found its way thither, but when the Hawaiian wanted an exhilarating stimulant he generally procured a sufficient quantity of swipes. He was accustomed to this kind of an appetizer, and though it may have made him sick for the time being, it did not fill his system with more than one kind of poison at the time.

In order to counteract the uneven distribution of the licenses two additional have been issued to Chinamen in Kalihiwai valley. And more are likely to follow in the near future. All a man needs is to collect, borrow or steal one hundred dollars with which to pay his license fee; the Honolulu houses will furnish him on credit with all the bottled jag he can dispose of.

That the consumption of all the liquid refreshments dispensed by these six saloons has a reducing influence on the number of days that the men turn out to work is a matter of course. After Saturday's and Sunday's exhilaration comes Monday's headache. Then often the gentleman of the bibulous turn needs Tuesday as a day of rest, in order to gather strength for four days' labor.

Oh, yes, Hanalei district is being civilized very fast, but probably other localities are getting their share of the effect of this modernizing law as well.

JOHN II ESTATE LOSES THREE OF FOUR FISHERIES

Judge De Bolt yesterday rendered an opinion upon the action to establish fishing rights of John II Estate, Ltd., vs. Territory of Hawaii. It decides against the plaintiff as to the fisheries of Ulemoku, Auiole and one Mokuumeume fishery, and in its favor as to another Mokuumeume fishery. All of the fisheries at issue were in Pearl Harbor. "None" of the four now adjudicated "are mentioned in the patents for the land to which it is claimed the fisheries respectively attach," the court says.

"As to the fisheries of Ulemoku and Auiole," Judge De Bolt proceeds, "even upon plaintiff's own showing, I am bound to find that the rights claimed by it in those fisheries have not been established. On the contrary, the evidence clearly shows that these fisheries have always been open to all persons alike, and that no person ever had an exclusive right therein.

"Furthermore, the lands to which plaintiff claims these fisheries are attached, being 'grants' and not 'awards,' it would seem, for that reason alone, that this suit can not be maintained."

The law of 1851 for protection of

fisheries is quoted, which expressly denies exclusive fishing rights to buyers of Government land with a fishing ground not included in its title.

"It is argued on behalf of plaintiff," the court says, "that this statute only applies to fisheries outside the reefs and does not apply to fisheries within Pearl Harbor, they not being sea fisheries. Under Sections 95 and 96 of the Organic Act, however, suits to declare vested rights in fisheries can only be brought by persons claiming such in the sea waters of the Territory of Hawaii. Surely Pearl Harbor is a part of the sea waters of this Territory, otherwise plaintiff has no standing in court."

One of the fisheries of Mokuumeume was held by a grant to Liholihi issued January 20, 1855. The testimony was that it had always been open to all parties alike and that no person ever had an exclusive right therein. "It appears, however," Judge De Bolt says, "that Kamehameha IV took possession of it and claimed it to the exclusion of all others. This, however, I consider immaterial. It follows, therefore, that plaintiff has no vested right in this fishery."

"As to the other fishery of Mokuumeume, plaintiff claims this under L. C. A. 11, 216 to Kekauonohi, confirmed by R. P. 7860, issued August 24, 1891.

"The Attorney General contends, however, that there is a conflict between the L. C. A. and Royal Patent inasmuch as the L. C. A. does not expressly mention the island of Mokuumeume, but refers to other land; and that, therefore, no vested rights to the fishery in the waters surrounding the island could accrue or be appurtenant to the land described in the patent. It appears, however, on the face of the patent that the land therein described, being a portion of the island, was duly awarded unto the said Kekauonohi. Furthermore, the court in this proceeding is bound to take the title deeds as they are found to exist. Whatever power a court of equity might have to set the patent or other papers aside it is clear this court has no such power. I, therefore, find that the plaintiff has established its claim to this fishery. Judgment may be entered accordingly."

J. Alfred Magoon for the plaintiff; Attorney General L. Andrews for the Territory.

BUILDING A GOOD ROAD.

Editor Advertiser: Mr. Robert Boyd, engineer and inspector, and David Watson, foreman, are constructing a magnificent piece of road at the Hanalei homestead, Koolauloa, for Contractor Joe Correa. The road is about a mile and a quarter stretch. When it is finished it will be the best road built outside of Honolulu.

A RESIDENT OF KOOLAULO.

ADAMS SAYS TRENT GIVES A FALSE REPORT

(Continued from Page 1.)

Adams' came in response, "that we have on hand \$1965 of road tax money for the district of Honolulu, and that can be used for paying off the men in the middle of the month."

It was suggested that the \$1965 be used and the \$10,000 item cut down that much, which would make the same amount, about \$10,000.

Moore approved letting work out by contract and building roads to be permanent. The chair said the taxpayers were calling from all parts of the city and if only one or two roads were built, the taxpayers generally would kick. It was decided to put the \$1965 on the Queen street work. The \$10,000 item, less \$1965, was then allowed, and Lucas looked satisfied.

Paele wanted \$300 for Koolauloa road work. Allowed.

Cox asked for \$500 from the general funds for Waiwala district. The bridge and approaches were in bad condition. Allowed.

Cox asked for \$300 to repair an old and open up a new road leading to the homestead section at Waiwala. Allowed.

The sum of \$1450 was asked for by Moore for the Garbage Department for payrolls and allowed.

The sum of \$570 was asked by Moore for the electric light station payroll for September and allowed.

The sum of \$100 was allowed for the Police and Fire Alarm System payroll. The sum of \$7105 for the police payroll for September was allowed. This is an increase of \$15 over the month of August.

Adams said that the average cost of a meal for a prisoner is 8 3-10 cents each. The sum of \$839 in fines was collected. This went to the Territory.

Adams reported Sheriff Brown as saying it is difficult to convict in the cases. In Honolulu there were 34 arrests and \$800 fines.

"The appropriations so far allowed tonight amount to \$22,695," announced Chairman Smith.

Paele added \$500 to the above September total for a road in the Koolauloa district. Adams added \$200 more for house numbering for September.

Adams said the Police Department would need about \$1000 for detectives, informers and special expenses. Then there were \$200 which the County Attorney wanted for special expenses. The Attorney wanted cash on hand.

Lucas said the Fire Department expenses for supplies, etc., for September, would approximate \$875.

The Garbage Department expenses for September would run up to about \$400. The government electric light expenses, including the Hawaiian electric bills, would amount to about \$800.

The Police and Fire Alarm estimate for September was \$175. Incidental in various county offices would approximate \$200.

Regular salaries would amount to \$1670.

The printing estimate would be included in the \$200 for office incidentals. The chair said all appropriations and estimates amounted to \$28,545. The \$1965 road tax money in Lucas' department is extra.

Then came a wrangle on the road work, Adams criticizing much that was done, claiming some streets were only half done, and so on.

Adams wanted the Pauoa, Upper Fort street, lanes in Niulapa, Wyllie street, Liliha street, all the cross streets running into Liliha street, the rest of Judd street, "over to the hill," Punahoa road, and so on.

By this time Lucas was in a funk. "If we scatter our shot so much we will never accomplish anything," said Adams. "We must do something on one or two streets at least."

"Well, you've scattered your shot pretty widely already," said Lucas. Lucas wanted to keep a gang working steadily in Hakaako for the whole of September. He wanted to oil Emma and Alakea streets.

"Don't oil it as they did Nuuanu street," suggested Moore.

Lucas said Kekaulike street near the Fish Market needed attention.

Queen and Hotel streets are to be completed at once. So will Kekaulike and half of Fort street mauka. Then comes Pauoa road and Niulapa. Kukui street between Nuuanu and Fort street is a matter for further reference.

Moore said wagons were hauling Makiki quarry stone to Kukui street and each wagon was hauling but three loads. He said also that the wagons were working but seven hours. He and Mr. Archer had noticed this.

A resolution appointing Sol. Mahelona deputy auditor and clerk at a salary of \$100 per month, under a \$5000 bond, was presented by Lucas, and passed.

A resolution was presented by Lucas appropriating \$200 for an incidental fund for the County Attorney. Allowed.

Lucas called attention to section 897, which was held by a grant to Liholihi issued to be given to the city gratis.

The chair thought there was an African in that section. The chair did not think the conditions were such that the county could get the lamps. Then came the question:

"What is a lamp post?"

Deputy Attorney Milverton said it was any sort of a post, vertical or horizontal, upon which a lamp projected into the street. If any such lamp could be found now, then possibly the Gas Company might be required to furnish the lamps which it agreed to by the terms of the franchise.

Adams gave notice that he would introduce an ordinance concerning digging up of streets for laying of gas, water pipes, etc.

Moore's ordinance in re laundering of clothing, was read by title and passed its first reading.

Adams suggested raising the monthly rate for removing garbage from twenty-five to fifty cents in order to make the department self-sustaining. and Moore said if everybody in town paid it would be self-sustaining. Adams thought some of the county clerks when not busy otherwise might go out and drum up business, as it was necessary to send out nice, dapper-looking young men. Moore had ascertained that many people used the service and paid nothing.

The old Road Board controversy was

Shirt-Waist Sale!

SWEEPING REDUCTIONS.

Styles fresh with the last, lingering touches of Dame Fashion. Skeptics will quickly become prompt and enthusiastic buyers.

Not a Single Old Style Waist in This Sale!
SIZES 32 TO 44.

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SEE WINDOW DISPLAY. PRICES IN PLAIN FIGURES.

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PRIMO LAGER

AND—

WURZBURGER BEER

are pure, wholesome and delicious. If you haven't tried them order a case. You'll never regret having done so. These beers are made right and bottled right and can not fail to please.

again brought up for discussion, the chair announcing that under the opinion of the County Attorney the boards had no existence.

Archer thought the Supervisors, as elected, could look after their districts. He felt that as he had been elected by the people, they had confidence in him, and he thought he could look after its needs. He thought the County Board could appoint a road overseer under the supervision of the Supervisors of each district.

Moore moved that it be the sense of the County Board that the Road Boards do not exist. The chair thought that would not be necessary.

Moore then moved that the County Board appoint a road overseer for each district outside Honolulu, each to be under the supervision of the District Supervisor. Seconded by Cox. Passed unanimously. Overseers were appointed as follows:

Ewa—Geo. Nawakoa, \$100 per month.
Waiwala — Chas. Kukea, \$80 per month.

Koolauloa—J. H. Keanu, \$50 per month.

Koolauloko—Sol. Peck, \$50 per month. The bond of each overseer was fixed at \$1000.

The Board of Fire Commissioners next came up. Moore put in nomination Tommy Lucas. The chair said there was no longer a Board of Fire Commissioners. Lucas said that he understood the Governor intended res appointing the board.

The chair said he saw no necessity for having such a board, and the matter was dropped.

GAS INSPECTION OPINION RENDERED

An opinion of the Attorney General's Department, written by W. S. Fleming, on the reference by the Board of Health relative to gas inspection was sent to President Pinkham of the Board of Health yesterday.

It leaves the inspection of the Honolulu Gas Company's plant and connections where the company's franchise places it, with the Superintendent of Public Works. The opinion holds, in this connection, that the Board of Health is not the guardian of the individual citizen's health against any accidental menace thereto.

Yet, it is held, where gas is allowed to escape from the premises of either the producer or the consumer, in such manner and persistence as to be injurious to third parties or to a neighborhood, it comes within the category of nuisances with which the Board of Health is empowered to deal.

ANZEIGE.

Alle Deutschen werden hierdurch frdl. eingeladen zur Teilnahme an einem am Sonnabend den 9. Sept. Abends um 7 1/2 uhr. im Hawaiian Hotel Annex (Waikiki) stattfindenden Festabend zu Ehren der Besatzung S. M. S. Condor.

DER FESTAUSCHUSS.

THE CORWEB CAFE

Queen and Alakea Sts.

THE FINEST MEALS, WINES, LIQUORS, ETC. TO BE HAD IN THE CITY.

CAMARA & CO.,

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IN LARGE OR SMALL LOTS

Merchantable Nor'west Lumber, including a small lot of 6x10 8oft. lengths.

—Also—

18 oz. Munze Metal Sheathing.
1 1/4 inch Munze Metal Nails.
No. 24 Gauge Corrugated Iron
Ship's Felt.

Very low prices quoted on application.

AMERICAN-HAWAIIAN ENGINEERING & CONSTRUCTION CO., Ltd.

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THE J. CARLO PAWNBROKING CO.

Corner Hotel and Union Streets.

MONEY LOANED ON DIAMONDS, WATCHES, JEWELRY AND MERCHANDISE

of all descriptions.

Private interviews by mail or phone.

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GOOD GOODS AT BOTTOM PRICES.

Call and be convinced.

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BUILDER AND CONTRACTOR AND EMPLOYMENT OFFICE.

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Beretania street, between Smith and Maunakea Street.

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ALL KINDS OF BUILDING AND REPAIR WORK DONE ON SHORT NOTICE

by **Wm. T. Paty.**

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